



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Re: Appeal to the Board of Patent Appeals and Interferences

IFW  
AF  
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In re PATENT Application of  
Mills

Group Art Unit: 2881

Application No. 09/513,768

Examiner: Wells

Filed: February 25, 2000

For: ION CYCLOTRON POWER CONVERTER AND RADIO AND MICROWAVE GENERATOR

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 29, 2004

Sir:

- 1 ☒ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated of the Examiner twice/finally rejecting claims
- 2 ☐ **BRIEF** on appeal in this application attached in triplicate.
- 3 ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer – unextendable).
- 4 ☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer – unextendable).
- 5 ☒ "Small entity" verified statement filed: ☐ herewith. ☒ previously.

| 6 FEE CALCULATION:  |               | Large/Small Entity |        |
|---|---------------|--------------------|--------|
| If box 1 above is X'd, see box 12 below <u>first</u> and decide: .....  | enter         | \$165              | \$ 165 |
| If box 2 above is X'd, see box 12 below <u>first</u> and decide: .....  | enter         | \$                 | \$     |
| If box 3 above is X'd, see box 12 below <u>first</u> and decide: .....  | enter         | \$                 | \$     |
| If box 4 above is X'd, .....  | enter nothing | - 0 - (no fee)     |        |
| 7. <u>Original</u> due date: June 29, 2004  |               |                    |        |
| 8. <b>Petition is hereby made</b> to extend the original due date to cover (1 months) (2 months) (3 months) (4 months) (5 months) the date this response is filed for which the requisite fee is attached | \$475         | 475                |        |
| 9. Enter any previous extension fee paid [ ] previously since above <u>original</u> due date (item 7); [X] with concurrently filed amendment .....  |               | -475               |        |
| 10. Subtract line 9 from line 8 and enter: Total Extension Fee  |               |                    | +0     |
| 11. TOTAL FEE ATTACHED =  |               |                    | \$165  |

12. ☐ \*Fee NOT required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits.

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. 50-0687/62226, for which purpose a duplicate copy of this sheet is attached. This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Manelli Denison & Selter, PLLC

Att:   
Jeffrey S. Melcher  
Reg. No. 35,950  
Tel: (202) 261-1045  
Fax: (202) 887-0336

Customer No.: 20736

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